

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

KIA MAXWELL, Individually and as Next
Friend of Takia Durrett, a minor, and
Bryan Ross, a minor,

Plaintiff,

vs

Case No. 2:08-cv-11326

DARREN DODD and FIVE UNKNOWN AGENTS
OF THE UNITED STATES SECRET SERVICE
A/K/A JOHN DOE and OFFICER A. ROESKE
and SGT. SMITH OF THE STERLING HEIGHTS
POLICE DEPARTMENT,

Hon. Patrick J. Duggan

Defendants.

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**STIPULATED ORDER OF DISMISSAL OF ALL CLAIMS AGAINST
OFFICER A. ROESKE AND SERGEANT SMITH OF THE
STERLING HEIGHTS POLICE DEPARTMENT**

This matter having been stipulated to by counsel for all parties and the Court being otherwise fully advised in the premises;

IT IS ORDERED that Plaintiff's claims filed against Defendants Roeske and Smith under 42 USC § 1983 in their official capacity, Count III of Plaintiff's amended Complaint referring to the Fourteenth Amendment of the United States Constitution, and the State of Michigan claims IV-VII are dismissed against Defendants Roeske and Smith without prejudice.

Dated: October 27, 2008

s/PATRICK J. DUGGAN
U.S. District Court Judge

Approved for entry:

s/ Rex A. Burgess
Rex A. Burgess, P42779
Attorney for Plaintiff

w/ consent of Donald P. DeNault, Jr.
Donald P. DeNault, Jr., P55788
Attorney for Defendants Roeske and Smith